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**STATE OF WASHINGTON
DEPARTMENT OF FINANCIAL INSTITUTIONS
CONSUMER SERVICES DIVISION**

IN THE MATTER OF DETERMINING
Whether there has been a violation of the
Mortgage Broker Practices Act of Washington by:

TRINITY FINANCIAL INC., and
MARVIN GRICE, Designated Broker and Owner, and
ALBERT GRICE, Owner

Respondents

NO. C-04-090-04-CO01

CONSENT ORDER

COMES NOW the Director of the Department of Financial Institutions (Director), through her designee Chuck Cross, Division Director, Division of Consumer Services, and Trinity Financial, Inc., Marvin Grice Designated Broker and Owner, and Albert Grice, Owner (hereinafter collectively as Respondents), and finding that the issues raised in the captioned matter may be economically and efficiently settled, agree to the entry of this Consent Order. This Consent Order is entered pursuant to chapter 19.146 of Revised Code of Washington (RCW), and RCW 34.05.060 of the Administrative Procedure Act, based on the following:

AGREEMENT AND ORDER

The Department of Financial Institutions, Division of Consumer Services (Department) and Respondents have agreed upon a basis for resolution of the matters alleged in Statement of Charges No. C-04-090-04-SC01 (Statement of Charges), entered April 20, 2004, (copy attached hereto). Pursuant to chapter 19.146 RCW, the Mortgage Broker Practices Act (Act) and RCW 34.05.060 of the Administrative Procedure Act, Respondents hereby agree to the Department's entry of this Consent Order and further agree that the issues raised in the above captioned matter may be economically and efficiently settled by entry of this Consent Order. The parties intend this Consent Order to fully resolve the Statement of Charges, entered April 20, 2004.

Based upon the foregoing:

A. **Jurisdiction.** It is AGREED that the Department has jurisdiction over the subject matter of the activities discussed herein.

CONSENT ORDER
TRINITY FINANCIAL, INC.

1 **B. Waiver of Hearing.** It is AGREED that Respondents have been informed of the right to a hearing before
2 an administrative law judge, and that they have waived their right to a hearing and any and all administrative and
3 judicial review of the issues raised in this matter, or of the resolution reached herein..

4 **C. Fine.** It is AGREED that for failure to keep its assessments and continuing education requirements
5 current, Respondents shall pay to the Department a fine of \$3,000.00 in the form of a cashier's check made payable to
6 the "Washington State Treasurer" in four equal payments on January 31, 2005; April 30, 2005; July 31, 2005; and
7 October 31, 2006.

8 **D. Annual Assessments.** It is AGREED that Respondents shall pay to the Department the cumulative
9 delinquent annual assessments due through November 30, 2003 totaling \$2575.67, in the form of a cashier's check
10 made payable to the "Washington State Treasurer" upon entry of this order. Additionally, Respoondents will pay the
11 \$530.86 Annual Assessment for the year ending November 30, 2004, no later than the last business day of November,
12 2004; and

13 **E. Continuing Education Requirements:** It is AGREED that Respondent Marvin Grice shall provide proof
14 of attendance or completion of Continuing Education for three (3) continuing education courses, the first of which shall
15 be produced on or before November 30, 2004. It is also AGREED that the other two courses shall be completed on or
16 before January 30, 2005.

17 **F. Compliance with the Law.** It is AGREED that Respondents shall comply with the Mortgage Broker
18 Practices Act and the rules adopted thereunder.

19 **G. Non-Compliance with Order.** It is AGREED that Respondents understand that failure to abide by
20 the terms and conditions of this Consent Order constitute grounds to vacate this Consent Order. In the event of
21 any further legal action, Respondents may be responsible to reimburse the Director for the cost incurred in
22 pursuing such action, including but not limited to, attorney fees.

23 **H. Authority to Execute Order.** It is AGREED that the undersigned have represented and warranted that
24 they have the full power and right to execute this Consent Order on behalf of the parties represented.

I. **Voluntarily Entered.** It is AGREED that the undersigned Respondents have voluntarily entered into this Consent Order, which is effective when signed by the Director's designee.

J. **Completely Read, Understood, and Agreed.** It is AGREED that Respondents have read this Consent Order in its entirety and fully understand and agree to all of the same.

RESPONDENTS:

TRINITY FINANCIAL INC..

By:

MARVIN GRICE
Owner and Designated Broker

Date

ALBERT GRICE
Owner

Date

MARVIN GRICE, Individually

ALBERT GRICE, Individually

DO NOT WRITE BELOW THIS LINE

THIS ORDER ENTERED THIS 6th DAY OF December, 2004.

/s/

CHUCK CROSS
Director and Enforcement Chief
Division of Consumer Services
Department of Financial Institutions